

**Bowditch  
& Dewey**  
ATTORNEYS

MAILED  
11/19/04  
CLERK'S OFFICE

Direct telephone: (508) 926-3441  
Direct facsimile: (508) 929-3041  
Email: ccollins@bowditch.com

November 19, 2004

Mr. Martin Castles  
United States District Court  
Harold D. Donohue Federal Building  
595 Main Street, Suite 502  
Worcester, MA 01608

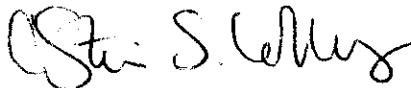
**Re: Elizabeth R. Steffenberg v. T. Gene Gilman, et al.**  
**Worcester Superior Court Civil Action No. 03-2519C**

Dear Mr. Castles:

Pursuant to our discussion of today, I am writing to point out to the Court that the Plaintiff's Second Amended Complaint attached to Defendant's, Aviva Life Insurance Company Notice Of Removal dated June 10, 2004 attaches the improper Second Amended Complaint, one dated April 13, 2004. The Second Amended Complaint which should have been attached to the Notice of Filing is dated April 23, 2004, was filed with the Worcester Superior Court on May 3, 2004 with an Assented-To Motion to file same, and which was included with the State Court Record transmitted to the District Court on August 2, 2004.

Please do not hesitate to contact me if you have any further questions.

Very truly yours,



Christine S. Collins

CSC/maw

cc: Sara Discepolo, Esquire  
Kristin M. Knuutilla, Esquire  
Louis M. Ciavarra, Esquire